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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	10/683,656
	Filing Date	October 9, 2003
	First Named Inventor	Sundee DUGAR
	Art Unit	1625
	Examiner Name	C. Chang
	Attorney Docket Number	219002029600
Total Number of Pages in This Submission	12	

**ENCLOSURES (Check all that apply)**

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply (11 Pages) <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Return Receipt Postcard
<div>Remarks</div> <div>Customer No. 25225</div>		

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm Name	MORRISON & FOERSTER LLP		
Signature	<i>Michael G. Smith</i>		
Printed name	Michael G. Smith		
Date	November 17, 2006	Reg. No.	44,422

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as First Class Mail, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: November 17, 2006

Signature: *Michelle Tow* (Michelle Tow)

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as First Class Mail, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: November 17, 2006

Signature:

*Michelle Tow*  
(Michelle Tow)

Docket No.: 219002029600

Client reference: 210US  
(PATENT)



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:

Sundee DUGAR

Application No.: 10/683,656

Filed: October 9, 2003

For: AZAINDOLE DERIVATIVES AS  
INHIBITORS OF P38 KINASE

Confirmation No.: 2874

Art Unit: 1625

Examiner: Celia C. Chang

**AMENDMENT UNDER 37 C.F.R. § 1.111 /**

**RESTRICTION REQUIREMENT**

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This is in response to the non-final Office Action dated October 17, 2006, for which a response was due on November 17, 2006. Accordingly, this response is timely filed. Restriction was required. Applicant hereby elects to prosecute the claims to Group II, drawn to compounds of formula (1) wherein one of  $Z^4$  and  $Z^5$  is N while the other of  $Z^4$  and  $Z^5$  is  $CR^1$ , originally presented in claims 29-30. This election is made with traverse; nevertheless, the claims have been amended according to the election. Applicants have made this amendment without prejudice to their right to pursue non-elected inventions in divisional applications. The applicants reserve the right to rejoin

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method of use claims corresponding to and incorporating all limitations of allowable composition claims within the elected group at the proper time.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 3 of this paper.

**Remarks/Arguments** begin on page 10 of this paper.